



ACQUISITION AND
TECHNOLOGY

OFFICE OF THE UNDER SECRETARY OF DEFENSE

3000 DEFENSE PENTAGON
WASHINGTON DC 20301-3000

1 - OCT 1999

MEMORANDUM FOR EXECUTIVE DIRECTOR, CONTRACT MANAGEMENT
OPERATIONS, DEFENSE CONTRACT MANAGEMENT COMMAND

SUBJECT: Single Process Initiative (SPI) Proposals Requesting
Changes to Laws and Regulations

I appreciate the opportunity to respond to your letter which requested assistance in changes to the threshold for cost or pricing data established under the Truth in Negotiations Act (TINA) and a change to regulations under the purview of the Food and Drug Administration (FDA).

The Department has been diligent in pursuing Cost Accounting Standards (CAS) and TINA reform; however, Dr. Gansler has determined that approval for any new legislation regarding TINA for fiscal year 2001 is not promising. Accordingly, the submitting organizations should reexamine their requests in light of the pending legislative language and attempt to work within this new authority.

I endorse what the AAI Corporation is seeking to obtain in waiving the Code of Federal Regulations (CFR) 21, Subchapter J, which involves the testing, reporting and certification of certain electronic products which contain the potential for emissions. In accordance with CFR 21, Subchapter J, Subpart F, "Exemptions from Records and Reporting Requirements," there is a process whereby someone seeking a waiver from any requirement listed in Table 1 of 1002.1 of the above CFR, may go through the FDA Director, Center for Devices and Radiological Health. The AAI Corporation should pursue the waiver approval from the FDA in accordance with the existing authority and process. We will be willing to support those efforts with the appropriate officials at the FDA.

Any questions regarding this action should be referred to Mr. Craig Curtis, (703) 697-6399 or curtisc@acq.osd.mil.

Stan Z. Soloway
Deputy Under Secretary of Defense
(Acquisition Reform)

